

THE BELOW CONSTITUTED SUMMARY IS PREPARED BY THE STAFF OF THE SOUTH CAROLINA GENERAL ASSEMBLY AND IS NOT THE EXPRESSION OF THE LEGISLATION'S SPONSOR(S) OR THE GENERAL ASSEMBLY. IT IS STRICTLY FOR THE INTERNAL USE AND BENEFIT OF MEMBERS OF THE GENERAL ASSEMBLY AND IS NOT TO BE CONSTRUED BY A COURT OF LAW AS AN EXPRESSION OF LEGISLATIVE INTENT.

Appropriation Bill FY 2009-10 As Passed by the House of Representatives

Revenue:

Recurring Revenue

FY 2008-09 Recurring G.F. Base (after mid-year reductions 12/11/2008)	\$5,864,332,111
FY 2009-10 "New" Recurring G.F. Revenue	(\$334,764,684)

Non-Recurring Revenue:

D.H.H.S. Cash Transfer	\$235,000,000
D.H.H.S. Non-Recurring Funding Proviso	\$190,036,948
Insurance Reserve Fund Transfer	\$37,454,001
Tobacco Deallocation	\$10,000,000
Additional Tobacco Remittance	\$1,200,000
A.R.R.A – State Fiscal Stabilization Fund	\$350,000,000

Education Improvement Act (EIA)

FY 2008-09 EIA Base	\$563,394,107
FY 2009-10 change in EIA Revenue	(\$23,350,000)

Lottery

FY 2008-09 Lottery Appropriations	\$260,722,729
FY 2009-10 Lottery Revenue	\$255,000,000

STATEWIDE ITEMS:

General Reserve Fund - The contribution of \$63,923,944 restores the balance in the fund to \$172,020,851. This restores one third of the total to the fund as is required by the Constitution.

Capital Reserve Fund - The incremental decrease of (\$5,322,170) brings the balance in the fund to \$127,847,888 which is equal to 2% of the General Fund revenue from the last completed fiscal year as provided for in Section 36 (B) of the SC Constitution.

Local Government Fund – The Local Government Fund received a reduction of \$49,947,911. Separate legislation accompanies the budget. Several provisions were also passed to give local governments more flexibility in their budgeting process. A requirement that levels for certain offices be maintained at the same level as the previous year was waived, and they are granted to transfer appropriated state funds

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between programs as necessary to maintain services. Additionally, the supplements for county Treasurers and Auditors were restored to the level of the previous year.

Homestead Exemption Fund – The anticipated shortfall in the Homestead Exemption Fund is funded at \$99,458,034.

State Health Insurance Plan – The Employee Insurance Program is allowed to reduce reserves to the extent necessary to pay claims with no increase in enrollee rates.

Retirement System - A provision was added closing the Teacher and Employee Retention Incentive (TERI) Program to new participants effective July 1, 2009.

Acceptance of ARRA Funds and Reporting – A provision was added that states it is the intent of the General Assembly to accept all available funds from the State Budget Stabilization Fund contained in the American Recovery and Reinvestment Act of 2009 (A.R.R.A.). The State Treasurer's Office is assigned the responsibility for collecting information regarding funds distributed to various state entities from A.R.R.A. and providing the public with an accounting of how these funds are spent. State agencies are also required to provide information on their websites about the use of A.R.R.A. funds during the current fiscal year.

Joint Study Committee on the Consolidation of State Agencies – The committee is established to review the feasibility and cost savings from consolidation of certain state agencies with a report due January 15, 2010.

One-Stop Health Proviso – A provision requires was added that requires several agencies to work together to determine the feasibility for a “one-stop” healthcare information system.

Other Statewide Provisions- Several statewide provisions were also added governing the operation of agencies. A new provision suspends some requirements for reports to be printed, so they can be issued only in electronic form. State agencies are required to publish on the agency's website a list of all fines and fees charged and collected. Flight logs are also required to be posted on the internet by all agencies which own or operate a state plane.

PUBLIC EDUCATION AND SPECIAL SCHOOLS

State Department of Education:

Education Finance Act (EFA) - The EFA was funded at the 2005-06 level; this is a reduction in General Funds of \$92,997,824 and \$166,626,600 of the Federal State Fiscal Stabilization Fund is directed to SDE for EFA Funding. This will result a base student cost of \$2,342 with teacher salaries held at the Fiscal Year 2008-09 average.

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Four-Year Old Pre-Kindergarten Child Development Education Program - is funded at a total amount of \$17,300,000. This is a pilot program available in the trial and plaintiff districts only.

First Steps – The Child Development Education Pilot Program is funded at \$2,400,000 in non-recurring funds. This is a pilot program available in the trial and plaintiff districts only.

National Board Certification Incentive - is funded at \$13,400,000. Based on previous pass rates and current NBPTS certified teachers the State anticipates that 1045 teachers will achieve certification in 2009, in addition to the 5806 who are currently certified teachers.

Transportation/Bus Shop - School buses, parts, fuel, and other school transportation items were funded at \$17,500,000.

Assessments - are funded at \$4,500,000 for assessments that must be given to comply with Federal No Child Left Behind requirements.

National Board Certification – This proviso was amended to limit the number of applicants to 1100 per year, to state that the incentive will be paid beginning July 1 in the year following achievement of the certification and that any funds collected from educators in default will be retained and expended within in the program. The language clarifying that the certification was for only one ten year period was removed by the House.

Technical Assistance – New guidelines will require districts to submit detailed plans to the State Department on how technical assistance funds will be used and how goals for improvement will be obtained. Should a district fail to meet improvement goals then they may be subject to a reconstitution by the State Department. Reconstitution is defined as redesign or reorganization of the school in which all positions are declared vacant and the department will work with the principal and district superintendant to develop a staffing plan and budget. Employees will be eligible to reapply for their jobs or may be assigned to another school. This will place further accountability on those schools considered unsatisfactory who are receiving technical assistance funds.

Transparency – The Department must publish a list of all programs funded with stimulus dollars on their website and update this list monthly

Administration and ARRA - The Department is prohibited from using stimulus funds for administrative costs.

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Kindergarten through Fifth Grade Reading, Math, Science, and Social Studies Program received \$41,891,798 through the Education Lottery and \$5,722,729 through certified unclaimed prizes in the Education Lottery.

Grades 6-8 Reading, Math, Science, and Social Studies Programs received \$2,000,000 through the Education Lottery.

School for the Deaf and Blind received \$200,000 for technology replacement through the Education Lottery

The Governor's Schools and the South Carolina School for the Deaf and Blind:

Flexibility – The Governors Schools and the South Carolina School for the Deaf and Blind were authorized to flex funds across funding categories to include Capital funds in order to offset budget reductions.

Base Student Cost – The Department was instructed to remit the appropriately weighted Base Student Cost to the Governor's Schools and the South Carolina School for the Deaf and Blind to mitigate budget reductions.

Education Improvement Act (EIA)

The EIA was reduced \$34,000,000. This reduction was spread equally over each line, exempting those relating to teacher salary and fringe. There was a one year suspension of Palmetto Gold and Silver, competitive teacher grants and external review teams in order to free up funds to mitigate EIA reductions in National Board and CERRA-Teaching Fellows Program as well as to fund teacher salary supplements.

Consolidation - These items previously funded through proviso were given separate line items for transparency.

Reading: \$6,779,905

High Achieving Students: \$27,137,497

Students at Risk of School Failure: \$138,857,026

Professional Development: \$7,149,994

The following items were also funded on separate lines

SC After School Alliance: \$187,500

SC Council on Economic Education: \$75,000

Science Plus: \$187,500

The Educational Television Commission:

Travel Reductions: \$31,640

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The School for the Deaf and Blind:

Travel Reductions - \$33,353

The Wil Lou Gray Opportunity School:

Travel Reductions - \$1,932

John de la Howe School:

Roof Replacement - \$600,000

Travel Reductions - \$2,798

HIGHER EDUCATION, TECHNICAL, AND CULTURAL:

Higher Education Institutions received federal stimulus fiscal stabilization funds totaling \$119.6 million. Administrative and cultural agencies received travel reductions totaling \$52,640. Scholarship programs are fully funded.

Commission on Higher Education: Travel Reduction \$24,415

A provision directs \$2 million in additional funding to the Needs Based Grant Program.

A provision was adopted directing universities and colleges receiving federal ARRA stimulus funds to continue to maintain and operate existing religious programs.

A provision was adopted allowing institutions to submit certain reports electronically and redirecting projected savings to direct student services.

Tuition Grants Commission: Travel Reduction \$1,746

INSTITUTIONS

The Citadel

ARRA Federal Stimulus \$2,588,440

Clemson:

ARRA Federal Stimulus \$17,595,982

University of Charleston:

ARRA Federal Stimulus \$5,619,975

Coastal Carolina University:

ARRA Federal Stimulus \$2,718,814

Francis Marion:

ARRA Federal Stimulus \$3,099,880

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Lander:	
ARRA Federal Stimulus	\$1,725,053
South Carolina State University	
ARRA Federal Stimulus	\$3,896,704
University of South Carolina System:	
Columbia	
ARRA Federal Stimulus	\$28,679,130
USC Aiken	
ARRA Federal Stimulus	\$1,760,334
USC Upstate:	
ARRA Federal Stimulus	\$2,346,903
USC Beaufort:	
ARRA Federal Stimulus	\$577,007
USC Lancaster:	
ARRA Federal Stimulus	\$426,722
USC Salkehatchie:	
ARRA Federal Stimulus	\$371,600
USC Sumter	
ARRA Federal Stimulus	\$689,211
USC Union	
ARRA Federal Stimulus	\$165,391
Winthrop:	
ARRA Federal Stimulus	\$3,703,501
Medical University of South Carolina:	
ARRA Federal Stimulus	\$15,175,814
Consortium of Community Teaching Hospitals:	
ARRA Federal Stimulus	\$2,410,382
Board for Technical And Comprehensive Education:	
ARRA Federal Stimulus	\$26,122,557

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CULTURAL AGENCIES

Archives and History

Travel Reduction	\$7,204
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State Library

Travel Reduction	\$4,301
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Arts Commission

Travel Reduction	\$10,325
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State Museum

Travel Reduction	\$4,649
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HEALTH, HUMAN SERVICES AND MEDICAID

All health agencies were funded using the Federal Stimulus dollars that are allocated in Proviso.

Department of Health and Human Services:

Medicaid Maintenance of Effort- To maintain the current level of benefits and enrollees, HHS receives \$29,000,000. This is the same amount that the agency was funded at in the previous fiscal year.

Institutes for Mental Disease (IMD) Transition Plan - IMD is defined as a hospital, nursing facility, or other institution of more than sixteen beds that is primarily responsible for providing diagnosis, treatment and/or care of individuals with mental disease, including medical attention, nursing care and related services. HHS receives \$13,000,000 for phase two of a three-year transitional plan to replace the loss of federal funding for rehabilitative services rendered in a group home setting.

Disproportionate Share MUSC - The \$10,000,000 allocation will allow MUSC to increase its match for the hospital's disproportionate share as well as other Medicaid reimbursement programs. There is also \$100,000 allocated to MUSC for Transplant Services and \$250,000 for Rural Dentistry.

Restoration of Services – The other items funded under the Department of Health & Human Services are restorations of programs that had been cut due to budgetary constraints. These items include Transitional Medicaid (\$4,250,000), the HIV Waiver (\$56,000), Breast and Cervical Cancer Screenings (\$1,600,000), ABD Waiver (\$2,300,000), Childcare Disregards (\$2,300,000), Community Long-Term Care (\$575,000), Psychiatric Residential Treatment Facility Waiver (\$142,000), Hospital Cost Rates (\$3,500,000), Nursing Home Maintenance of Effort (\$4,958,000), the Hospice Program (\$1,100,000), Adult Dental Services (\$1,400,000), Podiatry Services

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(\$354,000), Adult Vision Screenings (\$354,000), Nutritional Supplements (\$177,000), Allied Health Counseling (\$177,000), Speech Therapy (\$177,000), Home Health Visits (\$495,000), Venipuncture (\$125,000), CLTC Home Health Meals (\$557,000), Wheelchair Ramps (\$195,000), Child Abuse Program (\$1,400,000), DME (\$1,077,000), OB Delivery Rates (\$2,000,000), FQHCs (\$750,000), GAPS (\$4,000,000), Diabetes (\$210,000), SYVEK Patch (\$200,000), X-Ray Services (\$125,000), Children's Dental Services (\$514,833), Kidney Disease Prevention, Delivery Codes (\$33,000), Physician E&M and Procedure Codes (\$1,638,000), Pediatric Specialists (\$658,000), and Shared Care \$500,000.

Department of Health and Environmental Control:

Vaccine Purchases for Underinsured Children – The \$2,000,000 appropriation funds vaccinations for those who could otherwise not afford them. This was funded in the previous budget as well.

EMS Statewide Data System - D.H.E.C. was given \$500,000 to health create the Statewide system to allow better access to Healthcare data.

Environmental/Restaurant/Septic Inspections - \$500,000 is allocated to keep inspections on schedule for the current year.

Access to Care – This \$2,000,000 allocation will allow an increased workload of those receiving healthcare services.

AIDS Drug Assistance Program - D.H.E.C. was given \$2,400,000 that funds medications for Aids patients and would completely end the wait list for those waiting for treatment.

Infant Mortality Reduction - \$1,000,000 is allocated to continue this program which increases the chances of healthy births Statewide.

Babynet – \$1,600,000 is allocated for South Carolina's Early Intervention Program for children who are experiencing disabilities or developmental delays.

Children's Rehabilitative Services - \$2,000,000 is allocated to fund rehab for Children who have physical limitations.

Trauma Centers - \$4,000,000 is allocated to fund the Statewide trauma system for persons severely injured in various accidents.

Rural Hospital Grants and Equipment and Facilities – A total of \$9,000,000 is allocated for the State's Rural hospitals which serve a large part of South Carolina's rural population that cannot reach the larger hospitals in the State.

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Best Chance Network - This program was funded at \$2,000,000 and will increase the total number of breast and cervical exams across the state to help increase the chances of early detection.

Colorectal Cancer Screening - \$1,000,000 was appropriated for Colorectal Cancer screenings to help with early detection of Colorectal Cancer.

Community Oral Health - \$300,000 funds the Oral Health initiative for those without the means for maintaining proper oral health.

Hemophilia Services - \$100,000 funds the very expensive treatment for South Carolinians suffering from the rare clotting disease, Hemophilia.

USC Rural Health Clinic - \$3,981,000 funds three Health Clinics under the purview of USC that provide healthcare to Rural populations.

HIV Prevention – Formerly funded under Prevention Partnership Grants, this \$1,000,000 allocation funds preventative measures against HIV.

Department of Disabilities and Special Needs:

Restoration of Waiver Services - \$9,753,000 allows the Agency to continue running the waiver programs (including In-home support and PDD waiver) which were funded in non-recurring dollars in the previous budget year.

Attrition Slots MR/RD Waiver - \$329,511 to unfreeze their waiting list of 91 slots.

Attrition Slots HASCI Waiver - \$327,600 to unfreeze their waiting list of 42 slots.

Early Intervention Services to Children - \$1,351,003 to unfreeze 670 slots for in-home therapy to disabled children.

Day Support - \$3,819,978 to unfreeze 530 slots that allow parents the ability to work while their loved one is at day workshop programs.

Residential Day Support – This \$1,833,210 provider adjustment helps those providing care for the clients.

PDD Waiver – \$3,000,000 re-opens 190 slots that were taken during the budgetary reductions.

Restoration of Waiver Capacity - \$829,617 opens 106 slots that serve those with Mental Retardation.

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Service Coordination – \$3,350,831 Allows restoration of client case management for 5200 slots.

Ancillary Waiver Services - \$1,500,000 funds the ability to maintain personal care aides and therapies.

Residential Services - \$984,000 restores residential beds for 175 clients.

Post Acute Care - \$1,650,000 fully restores the agency's post acute care operations to their levels before the budgetary reductions.

Family Support/Respite - \$550,000 will fund in-home family supports and client respite.

Special Olympics - \$250,000 will fund the Special Olympics program in South Carolina.

Summer Services - \$709,741 will fund the Summer Camps that the agency runs for clients with mental retardation.

Department of Mental Health:

Community Mental Health Centers – \$9,000,000 goes to the Agency to keep from closing further Clinics and Health Centers across the State that provide care to individuals and keep them from crowding Emergency Rooms.

Inpatient Services – The \$9,000,000 allocation helps the agency keep beds open at all of their State hospitals and gives them the ability to take clients and give services.

Vocational Rehabilitation:

Restoration of Services - \$2,000,000 was allocated for the restoration of Vocational services that were cut due to budget constraints.

Department of Alcohol and other Drug Abuse Services:

State Block Grant - \$1,000,000 was allocated for the State Block Grant to allow the agency to provide services to their clients.

Department of Social Services:

Child Support Enforcement - \$13,436,000 was allocated to D.S.S. for lost funds due to Federal Fines from the Automation of the Child Support Enforcement System. This appropriation will help with the continuing development of a compliant system.

Adoption Subsidy - \$2,000,000 was allocated to continue the adoption subsidy to promote the practice of finding South Carolina's children proper homes.

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Child Care Vouchers - \$2,562,624 was allocated to continue funding child care vouchers to provide the opportunity for parents to work while having providers look after their children.

ECONOMIC DEVELOPMENT AND NATURAL RESOURCES

All Economic Development and Natural Resources agencies were reduced to equal their FY 2005-2006 base. Two exceptions to that were the Forestry Commission and the Department of Revenue who both are currently funded at a level lower than FY 2005-2006, therefore they did not receive an additional agency base reduction. Some agencies also received a travel reduction.

Department of Agriculture:

Agency base reduction and travel reduction of \$332,932.

Sea Grants Consortium:

Agency Base reduction and travel reduction of \$50,935

SC State PSA:

Agency base reduction of \$687,747

Clemson PSA:

Agency base reduction of \$246,681

Forestry Commission:

Travel reduction of \$44,386

Department of Revenue:

Travel reduction of \$128,889

Department of Commerce:

Agency base reduction and travel reduction of \$1,104,878

Deal Closing Fund - The Deal Closing Fund did not receive any new funds for the coming fiscal year. However, a proviso has been included to allow the Department of to transfer available funds in other areas to the Deal Closing Fund to allow for its operation through the next year.

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South Carolina Conservation Bank:

The Conservation Bank will receive \$207,050 for administrative costs, however because more than fifty percent of agencies have been cut the Conservation Land Bank Trust has not been funded.

LAW ENFORCEMENT AND CRIMINAL JUSTICE

Judicial Department- Travel reduction of \$289,070.

Administrative Law Judges- Base reduction of \$85,175. Two provisos transfer a total of \$360,000 from the Judicial Department for two judges and operating expenses.

Governor's Office- SLED- Base reduction of \$57,812. A proviso requires SLED to convene a working group of state and local officials to review alcohol related enforcement issues.

Attorney General- Travel reduction of \$29,648. A proviso in the Commerce Section transfers \$500,000 from the State Rural Infrastructure Fund to the AG for water litigation expenses. A second proviso transfers \$250,000 from the Judicial Department for water litigation expenses. A third proviso gives the AG flexibility to use its' other funds collected under drug forfeiture provisions for water litigation expenses.

Prosecution Coordination Commission- Base reduction of \$3,315,296 and travel reduction of \$4,994

Commission on Indigent Defense- Travel reduction of \$5,399 and \$4,200,000 to annualize funding for implementation of Indigent Defense Act of 2007

Department of Corrections- \$45,600,000 to restore base from current year's deficit and travel reduction of \$4,917

Probation, Parole, and Pardon Services- Base reduction of \$1,654,019

Department of Juvenile Justice- \$7,600,000 to restore base and travel reduction of \$49,462

Criminal Justice Academy- Travel reduced \$12,499

Department of Public Safety- Base reduction of \$2,756,267

Department of Natural Resources- Travel reduction of \$63,719

TRANSPORTATION AND REGULATORY

Human Affairs – The agency has a travel reduction of (\$2,879).

Commission of Minority Affairs – The agency has a travel reduction of (\$1,543) and is funded at the 2005-06 level, which is a reduction of (\$32,109). Minority Affairs has a total reduction of (\$33,652).

Workers Compensation Commission – The agency has a travel reduction of (\$12,756).

Department of Insurance:

The agency has a reduction in travel of (\$36,261) and a base reduction of (\$1,300,000). The Department of Insurance has a total reduction of (\$1,336,261).

Fees for Licenses – Allows the Department of Insurance to charge a \$25 initial producer license fee and a \$25 biennial producer license renewal fee. It also allows the Department to charge a \$250 penalty for late renewals.

Department of Consumer Affairs - The agency has a travel reduction of (\$6,101) and a base reduction of (\$172,462). The Department of Consumer Affairs has a total reduction of (\$178,563).

Department of Labor, Licensing, and Regulation – The agency has a travel reduction of (\$150,012) and a base reduction of (\$521,165). The Department of Labor, Licensing, and Regulation has a total reduction of (\$671,177).

Employment Security Commission – The agency will be funded at the 2005-06 level, which is a reduction of (\$535,266).

The Employment Security Commission shall receive \$433,000 from the Department of Labor, Licensing, and Regulation in order to maintain the SCOIS program.

Department of Transportation – The agency will be funded at the 2005-06 level, which is a reduction of (\$42,815).

LEGISLATIVE, EXECUTIVE AND LOCAL GOVERNMENT

The Senate – The agency has a travel reduction of \$76,372.

House of Representatives – The agency has a travel reduction of \$169,269.

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Legislative Council – The agency has a travel reduction of \$487.

Legislative Printing and Information Technology Systems – The agency has a travel reduction of \$2,941.

Legislative Audit Council – The agency has a travel reduction of \$4,095. The agency has a base reduction to the FY 05-06 level of \$49,921.

Governor's Office - Executive Control of the State - The agency has a travel reduction of \$2,608.

Governor's Office - Office of Executive Policies and Programs - The agency has a travel reduction of \$30,867.

Governor's Office – Mansion & Grounds - The agency has a base reduction to the FY 05-06 level of \$119,987.

The Lieutenant Governor - The agency has a travel reduction of 9,017. The Office on Aging was allocated \$1,000,000 for Congregate and Home Delivered Meals.

Secretary of State - The agency has a travel reduction of \$1,050.

Comptroller General - The agency has a travel reduction of \$287.

State Treasurer - The agency has a travel reduction of \$4,718.

Adjutant General - The agency has a travel reduction of \$39,705. The agency has a base reduction to the FY 05-06 level of \$1,420,911.

The Election Commission - The agency has a travel reduction of \$4,652.

The Budget & Control Board - The agency has a travel reduction of \$85,230. The agency has a base of \$2,341,577.

State Auditor - The agency has a travel reduction of \$7,216. The agency has a base reduction to the FY 05-06 level of \$113,220.

State Ethics Commission - The agency has a travel reduction of \$228. The agency has a base reduction to the FY 05-06 level of \$100,691.

Parks, Recreation and Tourism - The agency has a travel reduction of \$88,296.